

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Servants – Social Welfare Department – Sri T.J.Priyanadham, Assistant Social Welfare Officer (Retd), formerly at Chintalapudi, West Godavari District – Sanction of provisional pension @ 75% of the normal pension admissible, as per Rule 52(1)(a) of the A.P.Revised Pension Rules, 1980, pending finalization of the disciplinary case – Orders – Issued.

SOCIAL WELFARE (SER.II) DEPARTMENT

G.O.RT.NO. 751

DATED: 1-11-2008

Read the following:-

- 1) From the DG, ACB., Hyd. Lr.Rc.No.76/RCA-EWG/1996-13, dated 13-12-2007.
- 2) From the DG, ACB., Hyd. Lr.Rc.No.76/RCA-EWG/1996-13, dated 25-1-2008.
- 3) Govt. Memo.No.51/SW.Ser.II(1)/1995-64, dated 28-5-2008.
- 4) Explanation from Sri T.J.Priyanadham, ASWO (Retired) dated 15-7-2008
- 5) Interim Orders of APAT dated 17-7-2008 in OA No.5461 of 2008
- 6) Representation from Sri T.J.Priyanadham, ASWO (Retired) dated 28-7-2008.
- 7) From the Commissioner of Social Welfare, A.P., Hyderabad, Letter No.J1/8156/1995, dated 30-7-2008.
- 8) Govt. Memo.No.51/SW.Ser.II(1)/1995-66, dated 23-8-2008..
- 9) From the Commissioner of Social Welfare, A.P., Hyderabad, Letter No.J1/8156/95, dated 27-9-2008.
- 10) Govt. Memo.No.51/SW.Ser.II(1)/1995-73, dated 1-11-2008.

ORDER:

The Anti-Corruption Bureau Authorities, conducted a discreet enquiry in the acquisition of disproportionate assets against Sri T.J.Priyanadham, Assistant Social Welfare Officer (Retd), Chintalapudi, West Godavari District, and submitted their final report, dated 10-09-1997, to the Government stating that it is proved that the Accused Officer acquired assets disproportionate to a tune of Rs.9,30,453-00 to the known sources of his income. He has also observed that the Accused Officer, neither obtained prior permission nor intimated to the Head of the Department about the acquisition of immovable and movable properties, and requested the Government to initiate the Departmental action against the Accused Officer for the lapses committed by him.

2. The Government after examining the Final Report of the Director-General, Anti-Corruption Bureau, Hyderabad have accorded sanction for the prosecution of the said Accused Officer viz Sri T.J.Priyanadham, Assistant Social Welfare Officer, Chintalapudi, West Godavari District for the offence punishable under Section 13(2) read with 13 (1) (e) of the Prevention of Corruption Act 1988. Later on, Charge sheet was filed against the said accused officer on 10-08-98 in the Court of Special Judge for SPE&ACB cases, Vijayawada and assigned the CC No 8/98. In the meantime the Accused Officer has retired from service on **31-10-2003 A.N**, on attaining the age of superannuation

3. The Director-General, Anti-Corruption Bureau, Hyderabad, in the letter 1st read have reported that the Court of Special Judge for SPE & ACB cases, Vijayawada, convicted the Accused Officer i.e. Sri T.J.Priyanadham, Asst. Social Welfare Officer in C.C.No.8/98 on 7-12-2007 and sentenced him to under-go simple imprisonment for a period of 2 years and to pay fine of Rs.2000/- and in default of payment of the fine to undergo simple imprisonment for six months and also ordered to confiscate the disproportionate assets of the Accused Officer to the State after appeal time is over.

p.t.o.

4. In the reference second read above, the Director General, Anti Corruption Bureau, Hyderabad has also informed that the Accused Officer i.e. Sri T.J.Priyanadham, Asst. Social Welfare Officer preferred Criminal Appeal No.1717 of 2007 before the High Court of Andhra Pradesh questioning his conviction in C.C.No.8/1998 by the Special Judge for SPE ACB Cases, Vijayawada and that the High Court of Andhra Pradesh admitted the said Criminal Appeal and suspended the imposition of the sentence of imprisonment alone.

5. The Special Judge for SPE ACB Cases, Vijayawada has convicted the accused Officer i.e. Sri T.J.Priyanadham, Asst. Social Welfare Officer (Retd), therefore Government have provisionally decided to impose the punishment of 100% (cent percent) cut in pension and gratuity in full permanently against Sri T.J.Priyanadham, Asst. Social Welfare Officer (Retired) and issued a show cause notice vide reference 3rd read above as to why the punishment of 100% (cent percent) cut in pension and gratuity in full permanently should not be imposed on him and he was directed to explain to the Government within (15) days from the date of receipt of the Show Cause Notice.

6. In his explanation 4th read above, Sri T.J.Priyanadham, Asst. Social Welfare Officer (Retired) has requested that the case is still pending in the Hon'ble High Court of A.P. and requested the Government not to impose major punishment of 100% cut in pension and Gratuity and requested to issue necessary orders to pay provisional pension of 75% from the date of his retirement and also to issue suitable instructions to the Deputy Director (SW), West Godavari to release 5 increments which are due to him while he was in service. Further he has filed the O.A.No. 5461/2008 challenging the show cause notice issued in the reference 3rd read above and to set aside the same and to release the periodical increments which were withheld by the Deputy Director (SW) without any orders from 1999 to 2003 and also to sanction provisional pension.

7. The Hon'ble Tribunal in the reference 5th read above has suspended the show cause notice issued vide reference 3rd above and directed the Government to pay the provisional pension to the applicant pending finalization of the Criminal Appeal; pending before the Hon'ble High Court and pending further orders in the O.A.

8. The Commissioner of Social Welfare, A.P., Hyderabad who has been requested to send necessary proposals in the matter has submitted the same vide reference 9th read above for issue necessary orders sanctioning Provisional Pension to Sri T.J.Priyanadham, Asst. Social Welfare Officer (Retired).

9. The Government after careful examination of the proposal of the Commissioner of Social Welfare, A.P., Hyderabad, hereby sanction provisional pension @ 75% of the normal pension admissible to Sri T.J.Priyanadham, Assistant Social Welfare Officer (Retd), Chaintalapudi, West Godavari District, under Rule 52(1)(a) of the A.P.Revised Pension Rules, 1980, pending finalization of the disciplinary case.

10. The Accountant General (A&E), A.P., Hyderabad, is requested to issue provisional pension payment order accordingly, and also informed that the full pension and gratuity should not be released to the individual till the finalization of the disciplinary case.

11. Sri T.J.Priyanadham, Assistant Social Welfare Officer (Retd), West Godavari District, is informed that the above orders are subject to final orders on the disciplinary case pending against him. He is also informed that if the amount sanctioned is found to be in excess afterwards to the amount to which he is entitled, he will be called upon to refund such excess amount.

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12. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Social Welfare, A.P., Hyderabad.

Sri T.J.Priyanadham, Assistant Social Welfare Officer (Retd), Chintalapudi,
West Godavari District (through the Commissioner of Social Welfare, A.P.,
Hyderabad.)

Copy to:

The Accountant General (A&E), A.P., Hyderabad.

The Finance & Planning (FW.Pen.I) Department.

SF/SC.

// FORWARDED::BY ORDER //

SECTION OFFICER